For Every Wish of

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## DECLARE GREAT FORTS NEUTRAL IS JAPAN'S PLAN

Sensational Proposition to Be Made By the Mikado's Envoys.

#### **BIG BATTLE IN** MANCHURIA SOON

This Was One of Conditions Im posed By Komura in Accepting Mission.

#### **DYAMA NOW MOVING** ON TUMEN POSITION

War Party in Russia Making Headway, and Encouraging Telegrams From Linevitch Excite People - Plenipotentiaries Visit President-Witte Sails.

(By Associated Press.) WASHINGTON, D. C., July 27,--As a clearer idea is gained of Japan's peace terms, the general character of which wa outlined in the Associated Press disputches last night, the skepticism with which Washington received the European reports

that Japan would demand the neutraliza-tion of Vindivostok is lessened. tion of Vindivostok is lessened.

It is now learned that not only is this likely to constitute one of Japan's demands, but it will be accompanied by a startling counter proposal. In fact, according to a seemingly well informed source, Japan will propose in return for the neutralization of this last Russian port on the Pacific not to fortify Port Arthur.

#### Sensational Proposal.

Sensational Proposal.

Should this information prove correct it will entirely change the view which has prevalled in official circles that the question of Vladivostok neutralization could not reasonably be made a part of Japan's peace price. It is pointed out that while the war has demonstrated that Port Arthur was a military blunder, nevertheless this great fortification constitutes a tremendous political influence in the Far Eastern question, and its abandonment as a stronghold is a concession of such magnitude that it is not felt Russia can refuse to meet it. On the other hand, Jupan's sacrifice would not r hand, Japan's sacrifice would as great as seems at first glance, her fortification of the Straits of cause her fortification of the Strata of Korea would offset the loss of Port Ar-thur as a strategic point. It is believed here that the question of Vladlyostok will prove to be one of the most difficult which the conference will face, as Russia has not concealed her disinclination to permit it to enter into the negotiations.

Komura's Conditions. In this connection an interesting story In this connection an interesting story is current in diplomatic circles regarding the selection of Baron Komura as Japan's chief envoy. According to this story, Japan had hardly less trouble than did Russia in finding an official willing to undertake this delicate mission. Baron Komura was findly induced to accept it, with the stipulation that before the conference assembled the following things should be alone: should be done

First....The flotation of a new loan, First.—The notation of a new loss, in order that Japan should be prepared to continue the war in the event the effort for peace failed.

Second—The occupation of the Island of Sakhalin.

Third—An advance against Vladi-

Fourth-That Oyama should strike a decisive blow at the Russian army

in Manchurla.

The fact that the first three stipulations have been fulfilled, while advices from the front indicate the imminence of a general engagement, would indicate that the story is well founded.

#### Witte Sails. (By Associated Press.)

(By Associated Press.)
CHERBOURG, July 77.—The North German Lloyd steamer Kaiser Wilhelm Der Grosse, with M. Witte and his party on board, sailed for New York, from here to-day at 1.30 P. M. M. Witte's family accompanied him on board the steamer, where he was greeted by Captain Cuppers, and received his maa and several telegrams. After affectionately taking leave of his family, M. Witte said, smiling: "I hope to return soon."

The fog having somewhat cleared away, the steamer sailed, Mme, Witte soon afterwards left Cherbourg for Brussels.

### Discussed Conference.

Discussed Conterence.

(By Associated Press.)

OYSTER BAY, July 27.—President Roosevelt entertained at luncheon to-day Baron Jutaro Komura, minister of foreign affairs, and Kogoro Takahira, minister to the United States, the Japanese envoys to the Washington peace conference. Subsequently he had a long interview with them, at which all phases of the approaching negotiations were considered. Neither the President nor his Japanese visitors cared to discuss for publication the nature of their conference, except in the most general lerms.

#### Six Italians Killed.

(By Associated Press.)
AMSTERDAM, N. Y., July 27.—Six men,
Ultalian laborers, were killed and three AMSTERDAM, N. 1., July 21.—Six Reli-fall Italian laborers, were killed and three others probably fatally injured by being struck by an accommodation train on the New York Central Railroad at Tribe's Hill, six miles west of this city, to-day,

#### Bishop Joyce Dead.

(By Associated Press)
MINNEAPOLIS, MINN., July 28,—
Bishop Isaac W, Joyce, of the Methodist
Episcopal Church, died at midnight as
the result of a hemorrhage and paralysis
suffered on July 2d while preaching at
a camp meeting.

## POINTER ON THE WEATHER 85 At I A. M.

CONDITIONS YESTERDAY

Highest temperature yesterday..... Lowest temperature yesterday..... Mean temperature yesterday.... Normal temperature for July..... Departure from normal temperature. Precipitation during past 24 hours...

# THIRD MONROE

Grand Jurors Satisfied There Was Wrong Doing There.

#### MORE BALLOTS THAN WERE CAST

Number in Box Exceeded Names on Poll Books-Talk of New Primary and Resignations From Electoral Board.

Will Hold Meeting To-day.

It is not overstating the proposition to ay that no matter of public concern is being more widely discussed by the citizens of Richmond than that of the investigation into the methods of the recent primary election in this city, and while the grand jury is being heartfly commended for its work, there are those who believe that there should be a new election, and all the proceedings but lately investigated entirely wiped out.

There are reasons for believing, how ever, that the verdict of the primary will stand, but there is no sort of question that the public confidence has been greatly shaken in the fairness of local elections, and that most citizens desired new primary.

Judge Witt and the grand jury are peing commended on all sides for their falthful work, and Commonwealth's Attorney Richardson gives every assurance that he will fight to see that any evildoers in the matter are punished to the fullest extent of the law.

The grand jury did not investigate the letails of any precinct save the Third Monroe, but it is known that many, it not all, of the members had misglyings as to what went on in others.

#### Rotten to the Core.

"We probed the Third Monroe situation to the bottom," said a prominent member of the jury last night, "and we found it rotten to the very core. We discovered upon examining the ballots that there were 203 in the box, when only 201 citzens had voted.

"Again, we found thirty-seven ballots as the country of the countr

at this precinet marked so identically as to clearly indicate to the most unwary mind that one hand had done it all. There were two men on the jury who may properly be considered experts in this line. They took these ballots, and in going over them quickly detected and promptly threw out those about which there was striking similarity in the matter of marking. "The going away of Culberson and Syrcie," the grand juror continued, "is another bad feature of the matter, and at this precinct marked so ident

(Continued on Third Page.)

KILLED, 2 INJURED

# NOW ASSURED

Vote in Council Demonstrates Increased Strength.

#### MAYOR'S VETO IS TO BE SUSTAINED

Compromise Measure, Mapped Out By Ordinance Committee, With Some Modifications, Will Be Adopted at August Meeting-Mr. Bottom's Position.

The Common Council held a brief special session last night, and the only two propositions considered related to the matters of the new high school build-

matters of the action.

The former subject was disposed of in a moment, the whole matter of the appropriation of \$80,500 for the site having been laid on the table according to constitutional provisions on the subject. It will be considered later and unanimously according according to present indications. adopted, according to present indications. The annexation matter came up on motion of Mr. Davis Bottom, chalrman of the Ordinance Committee, to suspend the rules in order to introduce the compromise report Adopted by his committee on Wednesday night.

tee on Wednesday night!

The motion falled by a vote of 18 to
12, it requiring twenty-four affirmative
votes to suspend the rules. The recorded
vote on the motion of Chairman Bottom
was as follows:

Ayes-Messrs, Bottom, Cannon, Don Ayes—Messrs. Bottom, Cannon, Don-leavy, Fergusson, Hobson, Huber, Lea, Lynch, Masurler, McCaw, Miner, Pollard, Pollock, Richardson, Umlauf, Well, Wil-liams and Woodburn—18. Nocs—Messrs. Atkinson, Batkins, Cur-tis, Dickerson, Garber, Cates, Origgs, Mills, Morton, Spence, West and Wilt-shire—12

#### Move Fell Through.

It had been confidently expected all during the day that the report of the committee, with some slight modifica-tions, would be adopted. Indeed, the men who had all along fought each other most viciously were thought to have reached an agreement insuring the pas sage of the committee's report, with some modifications, For some reason, however, the plan fell through, and Mr. Mills did not lead his forces in favor of

ment last night, he having "toed the mark" and made a bold stund for the report of his committee. There is no nected with the city government in any nected with the city government in any capacity than Mr. Bottom, and all his colleagues and acquaintances are commenting on the fact that after three months' debate the committee has practically adopted the plan first offered by Mr. Bottom. It is understood that Mr. Bottom never favored the Mills lines as an original proposition, but supported them as the lesser of two evils. His present position is regarded as a powerful factor towards breaking the deadlock ful factor towards breaking the deadlock

Plants Left Out. The plan which will be adopted at the August meeting will leave out the plants of the Rosenesk Brewing Company, the Richmond Basket Works, the Virginia Packing Company and the Southern Stove Works, and restore a portion of the Garber property, all of which was left out under the Cannon-Pollock plan. It is argued by Mr. Blair and others, who have been stunding for the Mills plan. been standing for the Mills plan, if the Locomotive Works and the v lines run west along the Roseneath Road to the Seaboard Air Line Railroad; thence down the Seaboard Air Line tracks to a point opposite the northwest corner of the Fair Grounds. The line then goes back to the Richmond, Fredericksburg and Potomac tracks, following practically the Mills line, to Howard's Grove, taking this in, along with Oakwood Cemetery and half of the Garber property, as heretofore told.

fore told.

The advocates of annexation are in fine feather over the prospects of their

### POLITICS AMONG THE HOWITZERS

Effort to Introduce a Resolution at Battery Smoker Fails.

#### CAPT. MYERS RULES IT OUT OF ORDER

Mr. S. S. P. Patteson Proposes to Thank Others Than, Senator for New Battery Promised Howitzers By War Department, and Exciting Episode Follows.

Senator Thomas S. Martin last night by the Richmond Howitzers was a de lightfui informal social gathering until nearly 11 o'clock, when an incident occurred that suddenly converted merriment'into feeling and threatened to de velop into a sensation, if indeed, it did

not approximate one. The incident in question was the un successful effort of Mr. S. S. P. Patteson, a member of the Howitzers' Asso ciation, to offer a resolution thanking Governor Montague, Senator Daniel and Governor Montague, Senator Martin, for their efforts in behalf of the Howitzers, which, though not read to the gathering, served to precipitate a heated situation, and to call forth an impassioned protest from Captain William M. Myers, who was presiding. The episode served to show what a white heat of passion is smouldering beneath the placid surface in the heated political campaign for the primary nomination for United States senator. Mr. Patteson's resolution was

carefully drawn and extending the caretally drawn and extending the thanks of the Howlitzers to "ex-Governor Tyler, Senators John W. Danlel and Thomas S. Martin, Governor A. J. Montague, Hon. H. St. George Tucker, Hon. John Lamb, Hon. William A. Jones and Leigh Robinson, Esq." but as it never got before the gathering this fact was

Purely Social Occasion. Captain Myers explained that this was purely a social occasion and not a busi-ness meeting of the battery, and seg-gested that resolutions were not in order Mr. William L. White, an old war-tim Mr. William L. Walte, an old war-time Howitzer, endorsed Captain Myers in his view of the matter, and in doing so gave the first public intimation of the nature of the resolution, when he declared that it "was worse than an intrusion to foist

upon this meeting any such resolution.

"As chairman of this meeting, I do "As chairman or this meeting, I do not care for this thing to go any further," said Captain Myers. He explained that if any gentleman had any business to bring before the battery he might do so at a regular business meeting, and it would be considered and acted upon.

would be considered and acted upon.
At this point Mr. Charles E. Wingo, a gallant war member of the Howitzers, arose and deprecated the turn affairs had taken. "I do not want this to go out as a political meeting or one boosting any candidate," said he. He then explained that the resolution was merely one including in an expression of thanks Senator Daniel, Governor Montague and others, who had, like Senator Martin, aided in securing for the Howitzers the aided in securing for the Howitzers the assurance of a new battery of modern guns, and expressed the hope that in the interest of fairness the resolution would

The Captain Warms Up. Captain Myers was aroused by the ref-erence to politics, and retorted in words the caunciation of which showed that he was making a great effort at self con-"At any meeting of this battery ored but this is purely a social affail consider it out of place here. If the word politics was mentioned in this meeting, it was mentioned but once, and then by the brother on my right," gesturing in the direction of Mr. Wingo. Continuing, Mr. Myers grew more impassioned as he spoke, and in tones almost tremulous with feeling he denied that he had introduced politics into the meeting and defended himself with great vigor and free against any such imputation. it out of place here. fire against any such imputation.

"I am responsible for my actions," he detared—"first to my God, to my fellow declared—"first to my God, to my fellow citizens, to the Governor and my superior officers, I called this meeting to express our appreciation of a service rendered this battery. A man without gratitude is not fit to associate with gentlemen." He spoke of the efforts to secure years for the battery, but his exact language could not be caught. Continuing his assurance of the innocence of his protives in calling this meeting, he said in part!

jectives in calling this meeting, he said in part:

"To you men who have eeen fit to bring this smell into this organization, I would say that before calling this meeting I consulted ex-members of the battery, and they thought we should present to Senator Martin this expression. In my opinion, the time to thank a man for a favor is the drst time you get a chance after the service is rendered. I am sorry that any man, even though he be a friend of mine, should come here to a social gathering and exercise such bad taste and so velate the etiquette of the

Continued on Second Page.)

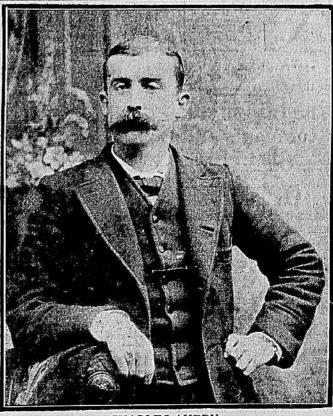
### WANTHELP TO-DAY.

The 18 advertisements for help published in to-day's Times-Disputch on page 8 are as follows:

1 Agent. 2 Salesmen. 5 Trades. 1 Domestic. 7 Miscellaneous.

This not only interest those out of work, but those desiring to improve their positions as well.

# AHERN SHOT DOWN WHILE ON A CAR



CHARLES AHERN.

# TAMPA HAS CASES

Authorities in New Orleans Claim to Have Situation Under Control.

QUARANTINES VERY RIGID

Governor Vardaman Refuses to Relax Measures Adopted By State of Mississippi.

#### THE YELLOW SCOURGE.

ported yesterday from Tampa. New Orleans authorities claim to have the situation there under control. The following figures show the extent of

the scourge: 

The results achieved thus far by the physicians are held to demonstrate beyond question the ability of science to control a virulent outbreak of yellow fever.

(By Associated Press.) NEW ORLEANS, July 27,—All the force: engaged in the yellow fever scourge today joined in expressing the belief that serious, enough success has already been achieved by the methods applied as a result of the work of the Reed Commission in Cuba to justify the hope that for the first time in the history of the country what threatened to be a malignant epidemic of yellow fever will be stamped out before frost comes, and that New Orleans will be spared the horrors (Continued on Third Page.)

# ASK RECEIVER FOR EQUITABLE

I. S. Williams, of Richmond, One of Intervening Policyholders in New Proceedings.

GROSS FRAUDS ALLEGED

Society Declared in Petition to Be Insolvent-Meeting of Directors.

(By Associated Press.) NEW, YORK, July 27 .- In the form of an amended complaint to a bill filed last April, suit was begun to-day in the United. States Circuit Court for the Southern New York District to throw the entire \$421,000,000 assets of the Equi-Life Assurance Society into the hands of receivers, who shall "take pos-

session of all the funds, assets and property held by the defendant society of every character and description and administer the same as they may be directed by the court." More than forty policyholders in the

Equitable, representing a dozen different States, are included as complainants in the present suit, which is based in part upon the allegation that the society has no funds with which to meet its enormous losses and is insolvent.

J. S. Williams in Suit. With J. Willeds Brown, of Maryland, the holder of a \$25,000 policy, as complainant, papers were filed last April to compel a distribution of the \$34,000,000 surplus fund of the society, to compel a surplus fund of the society, to compel the society of the socie

surplus fund of the society, to compet the management to make an accounting to the policyholders and for the appointment of receivers for the surplus fund, pending judicial ascertainment of the rights of the policyholders thereto. Since the filing of that bill, permission was obtained to file an amended complaint. Since the original bill was filed, forty-four other policyholders have intervened in the suit, intervening petitions were filed last Wednesday. These,

(Continued on Second Page.)

### PROSTRATED BY FEAR DRAGGED INTO COURT

Alleged Instigator of Murder of Georgia Children Now On Trial.

(By Associated Press.)
VALDOSTA, GA., July 27.—In the case
of Alf, Moore, the negro accomplies in
the murder of the Carter children, a verdict of guilty without a recommendation was returned to-day. The evidence was the same that was introduced in the case the same that was introduced in the cases against the Rawlings boys. The case of J. R. Rawlings, the alleged instigator of the crime, was called this afternoon, but he refused to come from prison on account of alleged sickness. He was finally taken to the court-room, and Drs. Rurten and Rouse made an examination. They declared he was well enough to proceed with the trial and that he was only suffering from fright. The court ordered the trial to proceed, and the work of selecting a jury was begun. The case will continue to-morrow. case will continue to-morrow.

Massacre of Jews.

(By Associated Press.)

KISHINEFF, July 27.—An attack on the Jews, in which several were killed and wounded, is reported to have occurred at Rusku Novoska (new Russia, probably a village near Kishineff). The number of fatzlittes has not been established.

### HOW LEGISLATURE OBEYED ITS BOSS

Delegate to Savings Bank Association Makes Attack on Pennsylvania Assembly.

NEW YORK, July 77.—An attack upon the Pennsylvania Legislature's hat session was the feature at to-day's meeting of the convention of the United States Lengue of Co-operative Savings and Building Loan Associations. Addison B, Burk, of Philadelphia, in an address on "Fighting a Boss-Ridden Legislature," told of methods which he said, were used by legislative committees to defeat legislation on which the Pennsylvania League of Co-operative Savings and Building Loan Associations attempted to secure a hearing, and then later in and Building Loan Associations attempted to secure a hearing, and then later in the same fight of the service obedlence by which, at the bidding of a boss, the same legislators did everything in their power for the Pennsylvania League, A committee of five was appointed to report at the next annual convention upon the question of a repeal by Congress of the tariff tax on building material, Cincinnati was chosen as the place of the next convention, Frank D. Kingsbury, of Coming, N. Y., was elected president, and Samuel Wittkowsky, of Charlotte, N. C., a member of the Executive Committee.

Young Herring, Friend and Companion, Held For the Killing.

#### **BUT LATTER DENIES** THAT HE FIRED SHOT

Says Ahern Took Pistol From His Pocket and Tried to Shoot Him Before Killing Himself.

LOVE OF YOUNG GIRL MAY HAVE BEEN CAUSE

Herring Wanted Her to Marry Him and Sent Ahern for the License, While the Woman

Was Given Money to Get Preacher-Both Men Drinking.

Charles Ahern, forty-eight years of ge, who resided with his sister, Mrs. E. . Hencock, at No. 1400 Floyd Avenue, afternoon about 5:40 o'clock while on Broad Street car No. 429 of the Virginia John H. Herring, lineman in the em-

ploy of the company, with whom the dead man had associated during the day, is in a cell at the Second Police Station, charged with the murder. The two men boarded the car near

Laurel and Broad Streets, apparently finds. When the car had reached the ilneteen hundred square, two shots in fell on the seat with a bullet in his.

Conductor C. A. Clark, in charge of the car, made the statement that Herring Ared the shot that killed Ahern, and nreat the shot that killed Ahern, and that after firing he attempted to end his life with the revolver, but was provented by the pistol failing to fire.

In his cell lost night Herring positively denied that he had done the shooting and chalmed that Ahern had shot himself after trying to murder him.

Shot While on Car

after trying to murder him.

Shot While on Car.

Briefly, these are the facts obtainable about the death of Mr. Ahern and the arrest of Herring upon the charge of murder. An inquest will be held this morning at 9:30 o'clock, when it is expected that much additional evidence will be produced that will throw light on the matter. Coroner Taylor viewed the body of Mr. Ahern last night and made, an examination of the wound that caused death. The ball was from a thirty-eight callbre revolver and entered back of the right car and crashed through the brain on an almost direct line to the left side on an almost direct line to the left side of the head. Death was instantaneous.

of the head. Death was Instantaneous.
Motorman Sheppard placed Mr. Hering under arrest immediately after the shots were fired and held the car until Detective Gibson arrived on the scene. Then the car was moved to the curve of the Broad Street tracks opposite the golf links and there remained for some time. Herring was held in the car and text in a seat invesded in the car and text in a seat invesded in the car. kept in a seat immediately behind the one upon which lay the body of Mr. Ahern,

squares from the base-ball park, where a game of ball was being played at the time, and a hurried call was sent to this place for a physician, Dr. Roy was in the grand stand and hurried to the scene, He found life extinct. Dr. Up-shur arrived within a few minutes and made a hasty examination, Dr. Pitt, of the ambulance, was called and viewed t body

From West Broad Street the car was From West Broad Street the car was run down to Hancock and switched to the tracks of the Clay Street line, and the corpse and the prisoner taken to Hancock and Clay, where the car was sidetracked. It was here that Dr. Taylor made the examination and or-dered the inquest to be held this morndered the inquest to be near this morn-ing. At Smith and Clay, the car stopped and the corpse was taken to the Second Statton, where the prisoner was taken to the house and searched and placed in a cell.

Later the body was taken to Cain's un-

dertaking establishment, No. 409 West Broad Street, where it is at present, and where the coroner's jury will view it this morning.

Had Quarreled About Girl. Both men were drinking at the time of the shooting, and it was said that they had been in some difficulty in the early part of the afternoon. This could not be verified, but it was learned that Her-

part of the atternoon. This could not be verified, but it was learned that Herring had purchased the revolver yesterday afternoon, and that he had been to a certain house about 4 o'clock or possibly a little earlier and had some heated words with Ahern.

Herring, it seems, wanted to marks a girl named Marguerite Hullan, and gave his friend, Ahern, \$1.25 to secure the license. He then gave the woman \$5 to get the preacher. Ahern went out for a few minattes and returned with an old revenue license he had procured in a saloon. The woman did not return with the \$5, but it is said that a minister was sent for. Herring and Ahern quarreled, and when the girl did not return to her home they went to the Second Polica Station and asked for a warrant for her arrest, charging her with stealing the money. The warrant was not issued.

Seemed to Be Friends.

Seemed to Be Friends.

After leaving the police station it is not known where the men went, but it is supposed that they walked back to Broad Street, for the conductor was positive that they boarded the car near Laurel Street. The only theory advanced is that the men quarreled on the car over the girl, that possibly Herring was jeatous or was angry at the way Ahern had treated him at the house, and that the shot was fired with murderous latent, No mative, other than jealousy, together

### IN BIG FEUD BATTLE Bloody Fight in Kentucky Mountains Between Warring Factions.

(By Associated Press.) OHICAGO, II.L., July 7.-A special to the Daily News from Owingsville , Ky.,

In a desperate encounter between the Mullins and Fleming factions of feudats, Sol Mullins, leader of the Mullins fac-tion, has been killed; William Mullins wounded, and Jeff Fleming fatally hurt. wounded, and Jeff Freeming latenty float. The battle took place on Boone Fork, in a lonely mountain section near the horder of Leicher and Pike counties. The Millins were led by Sol Mullins and the Flemings by Sol Fleming, Flity shots were fired. Sheriff Thacker, of Morger county, went to the scene with a posse and arrested three of the Mullins faction. Sol Fleming refused to submit to arrest, and fied with his men to the mountains. A battle, is feared if his capture is alternated.

#### Report Referred.

A joint meeting of the Committees on Finance and Electricity was held last night and the report of the Water Committee, heretolore printed, favorable to the proposed new electric plant, was referred to a joint sub-committee from the two bodies. The session was brief, and this was the only matter considered.

### ELECTRIC TRAIN WRECKED; 23 DEAD

Frightful Accident on English Railway-Women and Children Killed.

(By Associated Press.) LIVERPOOL, July 27.—An electric express train on the Lancashire and York-

press train on the Lanenshire and Yorkshire Railroad, hound from Liverpool to Southport, collided this evening with an empty stationary train at the Hall Road Station, causing the death of twenty-three persons and the injury of many. The first car of the express, which was crowded, was smashed to pieces, and only six of its occupants escaped. The road was recently given an electric equipment.

This is the first serious accident that has occurred on an electric railway in England. The collision lifted the first car of the express completely off the steel frame and crashed it down again on the unfortunate passengers, twenty of whom were killed out that for the presence of mind of a Liverpool architect, who, seeing that a collision was inevitable, shouted to his fellow passengers to throw themselves upon the floor of the car. Almost immediately after the crash the wreckage burst into himmes.

The victims included several women and children. Fortunately the badly injured number comparatively few. The cause of the collision is unknown.